

STATE OF WASHINGTON

OFFICE OF
INSURANCE COMMISSIONERBEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF WASHINGTON

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In the Matter of) No. D 2000 - 26

)

Rob T. Fuson,) ORDER OF REVOCATION
Licensee.)

To: Rob T. Fuson

W. 2903 Hoffman

Spokane, WA 99205

IT IS ORDERED AND YOU ARE HEREBY NOTIFIED that your insurance agent's license is REVOKED, effective April 3, 2000, pursuant to RCW 48.17.530 subject to your right to demand a hearing pursuant to RCW 48.04.010 and Chapter 34.05 RCW.

THIS ORDER IS BASED ON THE FOLLOWING GROUNDS:

1. You accepted a check in the amount of \$580 from C&K General Contractors. This payment was a "retainer" for attempting to place insurance. You held an agent's license but not a broker's license. This conduct violated RCW 48.17.020 and 48.17.060 in that you were acting as a broker when not licensed as a broker.
2. You received three checks in the amount of \$ 691, \$1,402, and \$2802, from C&K General Contractors. These checks represented premium payments and you failed to account for them promptly and to remit them promptly to the insurer. That conduct in each instance violated RCW

48.17.480 and RCW 48.30.190.

3. You deposited those funds into your personal account and did not deposit them into the separate account as required. This conduct in each instance violated RCW 48.17.600 and WAC 284-12-080.

4. You were dealing or attempting to deal with insurance or exercising powers relative to insurance outside the scope of your license. That also constitutes grounds for revocation, under RCW 48.17.530(1)(i).

By reason of your conduct, you have shown yourself to be and are so deemed by the commissioner, untrustworthy and a source of injury and loss to the public and not qualified to be an insurance agent in the State of Washington. Accordingly, your license is revoked pursuant to RCW 48.17.070 and RCW 48.17.530(1)(b), (d), and (h).

NOTICE CONCERNING YOUR RIGHT TO A HEARING. If you are aggrieved by this Order, RCW 48.04.010 permits you to demand a hearing. Pursuant to that statute and others:

1. You must demand a hearing, in writing, within 90 days after this Order was mailed to you, or your right to a hearing will be deemed to have been waived.

2. Your demand for a hearing must specify in what respects you are aggrieved and the grounds to be relied upon as basis for the relief to be demanded at the hearing.

3. If your demand for a hearing is received by the commissioner before the effective date of the revocation, the revocation will be stayed pending the hearing, pursuant to RCW 48.04.020, subject to a suspension as permitted by RCW 48.17.540(3).

4. Upon receipt of a demand for hearing, the commissioner will mail you a notice concerning the time, place, and details of the hearing.

5. You are advised that the commissioner may levy a fine against you, pursuant to RCW 48.17.560, in addition to or in lieu of the suspension or revocation of your license, in the event of a hearing, if any grounds relied upon in this Order are sustained.

ENTERED AT LACEY, WASHINGTON, this 13th day of March, 2000.

DEBORAH SENN

Insurance Commissioner

By

WILLIAM E. FRANDSEN

Deputy Commissioner

Investigator: Tom Talarico